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I-ENTERPRISE COMPANY LLC,

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 I-ENTERPRISE COMPANY LLC,
12 Plaintiff,
13 v.
14 DRAPER FISHER JURVETSON
MANAGEMENT COMPANY V, LLC;
15 DRAPER FISHER JURVETSON
MANAGEMENT CO. VI, LLC; TIMOTHY
16 C. DRAPER; JOHN H. N. FISHER; and
STEPHEN T. JURVETSON,
17 Defendants.

Case No. C 03-1561 MMC (EDL)

**ADMINISTRATIVE REQUEST TO FILE
CERTAIN EXHIBITS UNDER SEAL FOR
(1) PLAINTIFF'S OPPOSITION TO
DEFENDANTS' MOTION TO EXTEND
THE FACT DISCOVERY CUT-OFF; AND
(2) PLAINTIFF'S MOTION TO COMPEL
PRODUCTION OF DOCUMENTS FROM
CORNERSTONE RESEARCH AND
PAUL GOMPERS; [PROPOSED] ORDER**

Dates: Tuesday, August 16 & 30, 2005
Time: 9:00 a.m.
Courtroom: E, 15th Floor
Judge: Honorable Elizabeth D. Laporte

Trial Date: January 30, 2006

ADMINISTRATIVE REQUEST TO SEAL

Plaintiff I-ENTERPRISE COMPANY LLC submits this Administrative Request under Civil Local Rule 79-5 to file documents under seal in connection with (1) Plaintiff's Opposition To Defendants' Motion To Extend The Fact Discovery Cut-Off ("Opposition"); And (2) Plaintiff's Motion To Compel Production Of Documents From Cornerstone Research And Paul Gompers ("Motion"). Plaintiff makes this Request in a good-faith effort to maintain the confidentiality of exhibits A, M, and N to the Declaration of Ashok Ramani submitted in support of the Motion, and exhibits D, N, and O to the Declaration of Ashok Ramani submitted in support of the Opposition. This request is narrowly tailored as required under Civil Local Rule 79-5(b), and therefore there is good cause for filing the following exhibits under seal:

Exhibits to Ramani Declaration In Support of Opposition

Concurrently filed in support of IEC's Opposition is the Declaration of Ashok Ramani, which attaches exhibits that include confidential information as that term is defined under the governing protective order.

Exhibit D: This exhibit is a deposition transcript that addresses sensitive, proprietary business information and personal financial information of IEC's that is confidential.

Exhibit N: This exhibit is a deposition transcript that addresses sensitive, proprietary business information and personal financial information of IEC's that is confidential.

Exhibit O: This exhibit is a deposition transcript that addresses sensitive, proprietary business information and personal financial information of IEC's that is confidential.

Exhibits to Ramani Declaration In Support of Motion

Concurrently filed in support of IEC's Motion is the Declaration of Ashok Ramani, which attaches exhibits that include confidential information as that term is defined under the governing protective order.

Exhibit A: This exhibit is a deposition transcript that addresses sensitive, proprietary business information and personal financial information that IEC believes is confidential to Defendants.

Exhibit M: This exhibit is an expert report submitted by Paul A. Gompers that

1 summarizes and describes sensitive, proprietary business information and personal financial
2 information of both IEC and Defendants.

3 **Exhibit N:** This exhibit is an expert rebuttal report submitted by Paul A. Gompers that
4 summarizes and describes sensitive, proprietary business information and personal financial
5 information of both IEC and Defendants.

6 **DECLARATION OF ASHOK RAMANI**

7 In support of this Administrative Request, undersigned counsel Ashok Ramani, under
8 penalty of perjury, declares as follows:

9 1. I am an attorney licensed to practice law in the State of California and I am an
10 associate with Kecker & Van Nest, LLP, counsel for Plaintiff I-Enterprise Company LLC. I have
11 personal knowledge of the facts set forth below and, if called as a witness about those facts,
12 could testify competently thereto.

13 2. IEC has filed its Opposition To Defendants' Motion To Extend The Fact
14 Discovery Cut-Off. Exhibits D, N, and O to the Declaration of Ashok Ramani filed in support of
15 that opposition contain sensitive and confidential material. Specifically, these exhibits address
16 sensitive, proprietary business information and personal financial information of IEC's.

17 3. IEC has also filed its Motion To Compel Production Of Documents From
18 Cornerstone Research And Paul Gompers. Exhibits A, M, and N to the Declaration of Ashok
19 Ramani filed in support of that motion contain sensitive and confidential material. Specifically,
20 these exhibits describe sensitive, proprietary business information and personal financial
21 information of IEC, Defendants, or both.

22 For the foregoing reason, Plaintiff IEC respectfully requests that the Court permit the
23 sealing of the documents set forth above, and order that the Clerk of the Court maintain them in
24 accordance with the provisions of Local Civil Rule 79-5(e).

1 Dated: July 26, 2005

Respectfully submitted,

2 KEKER & VAN NEST, LLP

3 By: /s/ Ashok Ramani

4 ASHOK RAMANI

Attorneys for Plaintiff

5 I-ENTERPRISE COMPANY LLC

6
7 **[~~PROPOSED~~] ORDER**

8 Plaintiff I-Enterprise Company LLC's request to file certain documents under seal in
9 connection with its (1) Opposition To Defendants' Motion To Extend The Fact Discovery Cut-
10 Off ("Opposition"); and (2) Motion To Compel Production Of Documents From Cornerstone
11 Research And Paul Gompers is GRANTED. The Clerk will maintain such documents in
12 accordance with the provisions of Civil Local Rule 79-5(e).

13 IT IS SO ORDERED.

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15 Dated: July 27, 2005



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HON. ELIZABETH D. LAPORTE
United States Magistrate Judge